

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8304**  
Osamu SAKANAKA et al. : **Docket No. 2000-1081A**  
Serial No. 09/601,655 : **Group Art Unit 1625**  
Filed August 4, 2000 : **Examiner Binta M. Robinson**  
**NOVEL ANTIFUNGAL COMPOUND AND**  
**PROCESS FOR PRODUCING THE SAME : Mail Stop Amendment**

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**REQUEST FOR CLARIFICATION CONCERNING ABSTRACTS**  
**FAXED BY EXAMINER TO APPLICANTS' ATTORNEY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

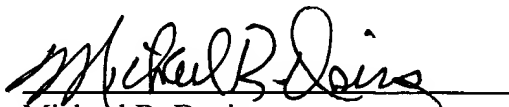
Sir:

On August 4, 2004 the Examiner faxed seven abstracts to Applicants' attorney, together with a cover sheet indicating that these abstracts "have 102(b)s." However, the Office Action subsequently issued by the Examiner on August 25, 2004 does not include any prior art rejections. [Only formal rejections are made under 35 U.S.C. §112.] Applicants question why, if the Examiner feels that the abstracts anticipate pending claims, the Office Action does not include any rejection based on these abstracts?

Respectfully submitted,

Osamu SAKANAKA et al.

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February 25, 2005



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**PATENT OFFICE FEE TRANSMITTAL FORM**

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Sir:

Attached hereto is a check in the amount of \$1,020.00 to cover Patent Office fees relating to filing the following attached papers:

Petition for Extension of Time ..... \$1,020.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Osamu SAKANAKA et al.

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February 25, 2005

[Check No. 66837]

2000-1081A